

The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

KENNETH DAVID WEST and ROBERT
TAYLOR, on behalf of themselves and all others
similarly situated,

Plaintiffs,

vs.

AMAZON.COM, INC., a Delaware corporation,

Defendant.

No. 2:21-cv-00694-RSM

**NOTICE OF PENDENCY OF OTHER
ACTION**

Pursuant to LCR 3(h), Plaintiffs hereby submit this notice of a pending, related case in the District of Columbia. The related case is *District of Columbia v. Amazon.com, Inc.*, No. 2021 CA 001775 B, Superior Court of the District of Columbia, Civil Division (“*District of Columbia Action*”), attached hereto as Exhibit A.

The *District of Columbia Action* is a sovereign enforcement action by the Attorney General of the District of Columbia against Amazon for violations of the District of Columbia Antitrust Act, D.C. Code e §§ 28-4501, *et seq.* The *District of Columbia Action* alleges that Amazon restrains third-party sellers from selling their products on any other online retail sales platform—including third-party sellers’ own platforms—at prices lower, or on better terms, than they offer their products on Amazon’s online retail sales platform, and that this conduct causes prices to consumers across the online retail sales market to be higher than they would be otherwise.

While the factual allegations in the *District of Columbia Action* are nearly identical to those in this action, it is a state action, arising under state law and not subject to a transfer of venue within the federal court system. Plaintiffs are therefore unaware of any procedure that would permit coordination between the actions.

DATED: June 1, 2021

Respectfully submitted,

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